



0000132272

06



Mary B. Tribby
Attorney

Room 1575
1875 Lawrence Street
Denver, CO 80202
303 298-6508

December 19, 1997

Jerry L. Rudibaugh
Chief Hearing Officer
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Lyn Farmer
Hearing Officer
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Barbara Behun
Hearing Officer
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

RECEIVED
AZ CORP COMMISSION
DEC 19 - 4 21 PM '97

Arizona Corporation Commission
DOCKETED

DEC 19 1997

DOCKETED BY

RE: Arizona Docket No. U-3021-96-448, et. al. (EI)

Dear Arbitrators Rudibaugh, Farmer and Behun:

At the close of the electronic interface cost recovery proceeding, you required U S WEST Communications, Inc. ("U S WEST") to fully respond, on or before December 12, 1997, to outstanding discovery requests served upon it by AT&T Communications of the Mountain States, Inc. ("AT&T"). At AT&T's request, you also agreed to allow the record in this proceeding to remain open until AT&T had an opportunity to review the additional discovery responses, and to present supplemental evidence, if necessary, based on those responses. AT&T was to inform you on or before December 19 whether it intended to present additional evidence and whether it was necessary to continue to leave the record open.

AT&T has received several additional discovery responses in this docket and has had an opportunity to review those. While AT&T and U S WEST continue to disagree about the adequacy of those responses, they do not believe that it is necessary to submit

Jerry L. Rudibaugh
Lyn Farmer
Barbara Behun
December 19, 1997
Page 2

additional evidence into the record in this case in order to discuss any supplemental findings. The parties believe that AT&T's analysis of the additional responses can appropriately be set forth in AT&T's Initial Brief, with additional discovery responses attached as exhibits to the brief if necessary. U S WEST will not be hampered by this procedure since it will have an opportunity to respond to AT&T's references to additional discovery responses and arguments in its Reply Brief. Furthermore, the dates previously set by the Arbitrators for Initial and Reply Briefs in this docket can proceed as scheduled.

AT&T has informed U S WEST of the above proposal and U S WEST has no objection to same. The parties agree that AT&T may refer to, and attach if necessary, additional discovery responses received from U S WEST since the hearing on this matter and may argue in its brief the relevance and impact of those responses. The parties agree that no objection will be made, nor should one be entertained by the Arbitrators, that such material is outside the record in this case.

Sincerely,

Mary B. Tribby OP

Mary B. Tribby

cc: Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that the original and 10 copies of the letter from Mary Tribby of AT&T Communications of the Mountain States, Inc., regarding Docket No. U-3021-96-448 et al, were hand delivered on this 19th day of December, 1997, to:

Arizona Corporation Commission
Docket Control - Utilities Division
1200 West Washington Street
Phoenix, AZ 85007

and a true and correct copy was hand delivered on this 19th day of December, 1997 to:

Mr. Christopher Kempley, Esq.
Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Director
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Mr. Jerry L. Rudibaugh
Chief Hearing Officer
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Ms. Lyn Farmer, Hearing Officer
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Ms. Barbara Behun, Hearing Officer
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

and a true and correct copy was sent via United States Mail, postage prepaid, on this 19th day of December, 1997 to:

Mr. William Ojile, Jr.
U S WEST Communications, Inc.
1801 California Street, Suite 5100
Denver, CO 80202

Mr. Thomas F. Dixon, Jr.
MCI Telecommunications Corporation
707 17th Street, Suite 3900
Denver, CO 80202

Lex Smith, Esq.
Brown & Bain, P.A.
2901 North Central Avenue
P. O. Box 400
Phoenix, AZ 85001-0400

Michael Patten, Esq.
Brown & Bain, P.A.
2901 North Central Avenue
P. O. Box 400
Phoenix, AZ 85001-0400

Thomas H. Campbell, Esq.
Lewis and Roca, LLP
40 North Central Avenue
Phoenix, AZ 85004

Joan S. Burke, Esq.
Osborne Maledon, P.A.
2929 North Central Avenue, 21st Floor
P. O. Box 36379
Phoenix, AZ 85067-6379

Timothy Berg, Esq.
Fennemore Craig, P.C.
3003 North Central Avenue, Suite 2600
Phoenix, AZ 85012-2913

Morton Posner, Esq.
Swidler & Berlin
3000 K Street NW, Suite 300
Washington, D.C. 20007-5116

Thomas L. Mumaw, Esq.
Snell & Wilmer, L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, AZ 85004-0001

Mr. Greg Patterson
Residential Utility Consumer Office
2828 North Central Avenue, Suite 1200
Phoenix, AZ 85004

Charles R. Huggins, Secretary/Treasurer
Arizona State AFL-CIO
5818 North 7th Street, Suite 200
P. O. Box 13488
Phoenix, AZ 85002

Mr. Daniel Waggoner
Ms. Mary E. Steele
2600 Century Square
1501 Fourth Avenue
Seattle, WA 98101-1688

Russell M. Blau, Esq.
Douglas G. Bonner, Esq.
Swidler & Berlin Chartered
3000 K Street NW, Suite 300
Washington, D. C. 20007-5116

Deborah S. Waldbaum, Esq.
TCG Western Region Office
201 North Civic Drive, Suite 210
Walnut Creek, CA 94596

Mr. Donald A. Low
Sprint Communications Corporation, L.P.
8140 Ward Parkway SE
Kansas City, MO 64114

Michael M. Grant, Esq.
Gallagher & Kennedy, P. A.
2600 North Central Avenue
Phoenix, AZ 85001-3020

Ms. Penny Bewick, Manager
Compliance and Product Support
Electric Lightwave, Inc.
8100 NE Parkway Drive, Suite 200
P. O. Box 4959
Vancouver, WA 98662

Eric J. Branfman, Esq.
Swidler & Berlin
3000 K Street, NW, Suite 300
Washington, DC 20007-5116

